

THE
DECLARATION
AND
VOTES
OF

Both Houses of Parliament,

Concerning the Magazine at *Hull*, and
Sir John Hotham Governour
thereof.

Also the Order of assistance given to the
Committees of both houses, concerning
their going to *Hull*, April. 28. 1642.



LONDON,

Printed for *John Wright*, 1642.

The Order of assistance given to the
Committees of both Houses, concerning
their going to *Hull*. April. 28. 1642.

WHereas the Earle of *Stamford*, the Lord *Willoughby* of *Parham*, Sir *Edward Ayseoghe*, Sir *Christopher Wray*, Sir *Samuel Omfield*, and Master *Hatcher*, are by the Lords and Commons in Parliament assembled, commanded to make their repaire into the Counties of *Tork* and *Lincoln*, and the Town of *Kingston upon Hull*, for speciall Service for his Majesty, and the Peace and Safety of the Kingdom, and accordingly have received particular Instructions for their better direction therein; These are to require all Lords Licutenants, and their Deputies, Sheriffs, Justices of the Peace, Majors, Bailiffs, Constables, and all other his Majesties Officers and loving Subjects, to be aiding and assisting unto them upon all occasions, as need shall require.

Die Jovis 28. April. 1642. p. m.

Ordered by the Lords and Commons in Parliament, That the abovesaid Order shall be forthwith printed and published.

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OF F. L. GAY
JUNE 1, 1916

To Browne Cler. Parl.

The Declaration and Votes of both
Houses of Parliament,

Concerning the Magazine at *Hull*, and Sir
Iohn Hotham Governour thereof.



He Lords and Commons in Parliament finding just cause to feare, not onely the desperate designs of Papists, and others of the malignant party at home, but also the malice of Enemies, incited by them from abroad, Thought it necessary for the safety of this Kingdom, to secure the Town of *Kingston* upon *Hull*, being one of the most considerable places for strength, and affording the best conveniency for Landing of Forraign Forces; And where a great part of the Magazine of the Kingdome for that time was placed; And for that end appointed Sir *Iohn Hotham*, one of the Members of the House of Commons, being a Gentleman of the same County, of a considerable fortune, and approved integrity, to take upon him the govern-

ment of that Town, and to draw thither some of the Trained Bands for the guard thereof : In which apprehension and resolution thereupon taken, they are the more confirming by the sight of some intercepted Letters of the Lord *Digby*, (a principall person of that party) written to the Queene and Sir *Lewis Dives*, whereby that party discovered an endeavour to perswade His Majesty to declare himselfe, and retire into some place of safety in this Kingdom, in opposition to wayes of accommodation with his people; And to give the better opportunity to Himself, & other dangerous persons to resort thither; which could have no other end but to incline His Majesty to take Arms against his Parliament and good Subjects, and miserably to imbroile this Kingdom in civill Wars.

About which time Captaine *Legg* (a man formerly employed in the practice of bringing up the Army against the Parliament) had direction by Warrant produced by him, under the Kings hand and signe Manuall, to enter *Kingston upon Hull*, and to draw thither such of the Trained Bands as hee should thinke fit : And that the Earle of *New-castle* came thither in a suspicious way, and under a feigned name, & did endeavour
to

to possesse Himselfe of the said Town, by vertue of the like Warrant and authority.

They further conceiving, That the Magazine there being of so great importance to this Kingdome, would be more secure in the Tower of *London*, did humbly Petition His Majesty to give His consent the same might be removed ; which notwithstanding His Majesty did refuse ; And thereupon some few ill affected persons about the City of *Tork*, tooke upon them the presumption, in opposition to the desires, and in contempt of both Houses, to Petition His Majesty, to continue the Magazine at *Hull*, Alleadging it to bee for the safety of His Majesty, (as if there could be a greater care in them of His Majesties Royall Person, then in His Parliament) And His Majesty, the next day after the delivery of that Petition, being the three and twentieth of this instant April, took occasion thereupon to goe to the Town of *Hull*, attended with about four hundred Horse, (the Duke of *Tork*, & the Prince *Elector* being gon thither the day before) and required Sir *Iohn Hotham* to deliver up the Town into His hands : Who perceiving His Majesty to be accompanied with such Force as might have mastered the Garrison of the Town ;

And having received intelligence of an intention to deprive him of his life, in case the King should be admitted, informed His Majesty of the trust reposed in him by both Houses of Parliament, and that he could not; without breach of that trust, let Him in; beseeching His Majesty to give him leave to send to the Parliament, to acquaint them with His Majesties commands, and to receive their Directions thereupon, which he would doe with all expedition. Which Answer His Majesty was not pleased to accept of; but presently caused him and his Officers to be proclaimed Traitors before the Walls of the Towne, and thereupon dispatched a Message to both Houses, therein charging Sir *John Hotham* with high Treason, and aggravating his offence, because he pretended the Parliaments command: (In the mean while hindering him of all means of intelligence with the Parliament) For His Majesty immediately caused all Passages to be stopped betweene him and them; And in pursuance of the same, one of his servants, who was sent by him with Letters to the Parliament, to informe them of the truth of those proceedings, was apprehend, his Letters taken from him, and his person deteined, whereby (contrary

to the common liberty of every Subject) he was not onely deprived of means to cleare himself of that heavy Accusation, but of all waies of intercourse, either to receive directions from them that trusted him, or to informe them what had happened.

The Lords and Commons finding the said proceedings to be a high violation of the Priviledges of Parliament, of which His Majesty had in severall Messages expressed Himselfe to be so tender; A great infringement of the liberty of the Subject, and the Law of the Land, which His Majesty had so often lately professed should be the rule to governe by, and tending to the endangering of His Majesties Person and the Kingdomes peace; Thought fit, as well for the vindication of their owne Rights and Priviledges, the Indemnity of that Worthy person imployed by them, as for the cleering of their own proceedings, to publish these ensuing Votes, which were made upon a former relation that came from the King.



Die Iovis 28. April. 1642.

Resolved upon the Question.

THat Sir *John Hotham* Knight, according to this relation, hath done nothing but in obedience to the Command of both Houses of Parliament.

Resolved upon the Question.

That this declaring of Sir *John Hotham* traitour, being a Member of the House of Commons, is a high breach of the priviledge of Parliament.

Resolved upon the Question.

That this declaring of Sir *John Hotham* traitor without due proceſſe of the Law, is against the liberty of the subject, and against the law of the Land.

Ordred by the Lords and Commons in Parliament, that the foresaid Declaration and Votes shall be printed and published.

Jo. Browne Cler. Parliament.

F I N I S.

